

REMARKS

In the Office Action, the presently claims are rejected for alleged anticipation and/or obviousness rejections as further detailed in the non-final Office Action dated March 22, 2007. However, the Patent Office has acknowledged that claim 3 would be allowable if rewritten in independent form. See, Office Action, page 3.

Applicants respectfully disagree with the Patent Office regarding the alleged anticipation or obviousness rejection at least with respect to the arguments that Applicants have submitted to date. Notwithstanding, Applicants have further amended independent claim 1 to specify that the predetermined pattern has an emitted cycle in which a portion of frames are captured. Applicants believe that this feature is further distinguished from the cited art of record. No new matter has been added thereby.

Accordingly, Applicants respectfully submit that the anticipation and obviousness rejection should be withdrawn.

For the foregoing reasons, Applicants respectfully submit that the present application is in condition for allowance and earnestly solicit reconsideration of same.

Respectfully submitted,

BELL, BOYD & LLOYD LLP

BY 

Thomas C. Basso

Reg. No. 46,541

Customer No. 29175

Dated: September 14, 2007